

**HOPEWELL TOWNSHIP
YORK COUNTY PA
BOARD OF SUPERVISORS
MINUTES FOR MARCH 2, 2017
MUNICIPAL BUILDING
7:00 PM**

Chairman Aaron Manifold called the March 2, 2017 Board of Supervisors meeting to order at 7:03 p.m. Also in attendance were Supervisor David Wisnom, Supervisor Shannon Wolf, Solicitor Andrew Miller and Secretary/Manager Kristy Spevak.

Chairman Manifold announced that the Board had an executive session February 8, 2017 and March 2, 2017 to discuss personnel.

Chairman Manifold asked if anyone in the crowd was recording the meeting. No one was recording the meeting.

Approval of Minutes

Supervisor Wisnom motioned to approve the February 2017 Board of Supervisors minutes. Supervisor Wolf seconded the motion. Motion carried.

Treasurer's Report/Invoices

Supervisor Wolf motioned to approve the February 28, 2017 Treasurer's Report and Invoices. Supervisor Wisnom seconded the motion. Motion carried.

Roads Report

2017 Roads Projects

The Road Crew is a little ahead of schedule on the summer projects. They are finishing trimming and tree removal for the summer projects. Kurtz School Road, Rinely Road, and Anderson Road will be repaved. The Gemmil Road Pipe Project will be completed, also.

SALDO

Barr

Supervisor Wolf motioned to approve Chairman Manifold to sign the Waiver of Time Limits. Supervisor Wisnom seconded the motion. Motion carried.

Deer Creek

Supervisor Wolf motioned to approve Chairman Manifold to sign the Waiver of Time Limits. Supervisor Wisnom seconded the motion. Motion carried.

Solicitor's Report:

Personnel Matter

Insurance Company has asked the Board to designate the contact person to speak with the insurance company. Chairman Manifold motioned to approve Solicitor Miller to be the contact for the insurance claim. Supervisor Wisnom seconded the motion. Motion carried.

East Forrest Ave/Wolfe Road

Invoice #5 in the total amount of \$15,471.63. They are requesting approval so they can be submitted to PennDOT for reimbursement. Supervisor Wolf motioned to submit the invoice to PennDOT and to pay out once the reimbursement comes in. Chairman Manifold seconded the motion. Motion carried.

Ordinance 1-2017

This Ordinance amends the ordinance establishing rules for Hopewell Area Recreation Complex. This amends Section 16-108 of the Code to add the Animal Control Officer as an additional party who is authorized to enforce the rules and regulations of the HARC. This was advertised for action at this meeting. Chairman Manifold explains this is because they have received multiple complaints about dogs running loose off leashes. They hope to solve the issue without banning dogs from the HARC. Supervisor Wisnom motioned to approve Ordinance 2-2017. Supervisor Wolfe seconded the motion. Motion Carried.

Resolution 4-2017

This resolution approves the tax collection agreement with York County Treasurer's Office. Last month, the Board took action to move forward with authorizing York County Treasurer's Office to collect taxes due to the tax collector vacancy. The agreement will run through 2017. The resolution is required by the Local Tax Collection Law. Chairman Manifold motioned to approve Resolution 4-2017 appointing the York County Treasurer to collect taxes. Supervisor Wolf seconded the motion. Supervisor Wisnom motioned to approve the agreement allowing the county to collect the taxes. Supervisor Wolf seconded the motion. Motion carried.

Phillips

This is in relation to the judgment and Sheriff Sale of 222 Clear Branch. There was a judgment for zoning violations that was obtained by South Penn Codes. The collection process has begun by Solicitor Miller's office. A Writ of Execution was filed and acted on. The Sheriff Sale was postponed one time, based on communications with William Phillips. The Sale is scheduled again for the middle of March. Mr. Phillips was present to discuss this with the Board. Mr. Phillips was responsible for the violations on the property. He works between 40-80 hours a week in Baltimore and wasn't able to get the tags up to date on the

cars. The Codes Officer stated that he has been in constant communication in order to be up to codes. He is asking the fine be reduced to actual costs. Some of the vehicles will be donated to charity, but because of the Sheriff's Sale, he was told to hold off until something is approved in writing. Solicitor Miller states the judgment is \$6,525.90. The actual Township costs come out to \$1,469.52. Because it was a default judgment, the judgment was entered in the amount that South Penn Codes requested. Chairman Manifold asked what the violations were. Mr. Phillips stated he had to have his vehicles properly tagged, removed or covered. He got them all covered, and he had spoken to the Court about the procedure of not attending the hearing. He was told to get it done and tell the Codes Officer. He stated he did not get in taken care of in time. He stated he never had a violation. Supervisor Wisnom does not think covering the illegal car remedies the situation, as the car is steal illegal under the cover. He and Chairman Manifold also believe the Township had the property ~~was~~ mowed at one point in time. The Sheriff Sale is based on the judgment regarding the cars. Mr. Phillips stated that he was originally told his violation was regarding uncovered building materials and then the vehicles. Chairman Manifold asked what he is looking for from the Board. He is looking for a reduction to costs and a payment plan to get done by the end of the year. The Township would delay execution if he is able to meet the payments. Mr. Phillips stated that the Codes Officer told him that he was in compliance. Supervisor Wisnom motioned that \$700 is made by the date of the Sheriff Sale and \$2500 total paid by December 31, 2017. Supervisor Wolf seconded the motion. Motion carried.

SALDO

Chairman Manifold tabled this to the April BOS Meeting.

Royal Farms

Royal Farms did a parking lot addition for the stormwater requirements. The engineer approved a reduction of \$6,202.00. This reduces the outstanding surety to \$7,396.27. The engineer refused to grant \$5,000.00 additional. Supervisor Wolf would rather wait for a few rains before they release the money. Historically the Township does not release surety until they see any growth or vegetation. Chairman Manifold denied the release of the surety due to no vegetation and concern that the physical swale structures won't be stabilized at this point. Supervisor Wolf seconded the motion. Motion carried.

Other Business:

PENNDOT

The bridge on Stewartstown Road next to the Waste Water Treatment Plant, will be closed the last week of March and be closed for approximately four months. This is a PennDot project.

Lions Annual 5K Race

Supervisor Wisnom motioned that the Lions Club may close Vineyard, Rinely, Plank and Althouse School Rods on June 3rd for their annual 5k race and

for Eureka Fire Police to direct traffic around those closures. Chairman Manifold seconded the motion. Motion carried.

Ridge Meadow Bridge

John Von Briesen and Dee Bush from Stewartstown Railroad were present to discuss railroad concerns. The railroad on top of the bridge at Ridge Meadow has shifted a few inches because of it being hit. PennDOT is directing trucks to route under the bridge, however they do not have clearance. They are looking for the Township to post a sign that says 11 feet 6 inches. Dee Bush wants to know if there are no other options, can they close the road. Chairman Manifold said that has been discussed due to the height of the bridge and the corner turn. Short of closing it, there is no guarantee that no one will hit the bridge. Stewartstown Railroad can submit something in writing to the Township to start the discussion of closing the road. Solicitor Miller stated that they would close it by Ordinance but they must talk to property owners because they may be entitled to damages if they close. John Von Briesen stated that the Right of Way is 33 feet wide and 16 feet off each side. Chairman Manifold does not think signs will fix the issues. Dee Bush would like to know if they formally request the road closure, if the Township will entertain it. Chairman Manifold stated they will entertain and review it but there is no guarantee. Supervisor Wolf has stated that the conversations have been had previously. The Board will await the formal request.

Security System

The new security system will be installed and the total cost is \$19,997.00. Kleppers Security Source out of York is the vendor.

Manager


In response to whether or not Kristy Spevak as manager is to be bonded. The Second Class Township Code does require Kristy to be bonded for the amount set by the Board. There is no floor or ceiling. Solicitor Miller's advice to the Board is, because Kristy does not deal with the Township's finances in any significant way, there is not an immediate need. Supervisor Wolf would like to investigate how much it would be for Kristy to be bonded of \$100,000.00.

Public Comment

Erika Balazova, 13727 Mt. Airy Rd, expressed that she is upset that the Township is fining Mr. Phillips the amount of the money that they are fining him.

Chairman Manifold adjourned the meeting at 8:11 p.m.

Kristy Spevak, Secretary

A handwritten signature in blue ink, appearing to read "Courtney Hargrave", written in a cursive style.

Courtney Hargrave, Recording Secretary